

Amendments to the Claims

Please amend the claims as indicated in the following listing of the claims, which replaces all prior versions thereof.

1. (Currently Amended) An aggregate transaction method comprising:
issuing, by an issuer, a convertible debt component structured ~~for issuance~~ to at least one investor ~~by an issuer~~;
entering into, by the issuer, a convertible debt hedge with a counter-party,
wherein the convertible debt hedge is integrated with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,
said convertible debt hedge including a derivative contract having a strike price structured to be adjusted up to a maturity date of said derivative contract.
2. (Currently Amended) The aggregate transaction method of Claim 1, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

3. (Currently Amended) The aggregate transaction method of Claim 1, further comprising said derivative contract having at least one call option structured to be exercisable upon conversion of at least a portion of said convertible debt component by said investor.

4. (Currently Amended) The aggregate transaction method of Claim 3, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

5. (Currently Amended) The aggregate transaction method of Claim 1, further comprising said derivative contract having at least one call option structured to be exercised automatically upon conversion of at least a portion of said convertible debt component by said investor.

6. (Currently Amended) The aggregate transaction method of Claim 5, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

7. (Currently Amended) The aggregate transaction method of Claim 1, further comprising said derivative contract being structured to be voidable at the option of at least one of said issuer

and a counter-party to said derivative contract if said investor exercises a change of control put on said convertible debt component.

8. (Currently Amended) The aggregate transaction method of Claim 7, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

9. (Currently Amended) The aggregate transaction method of Claim 1, further comprising said derivative contract being structured to be terminated automatically if said investor exercises a change of control put on said convertible debt component.

10. (Currently Amended) The aggregate transaction method of Claim 9, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

11. (Currently Amended) The aggregate transaction method of Claim 1, wherein said convertible debt hedge is structured to become voidable at the option of at least one of said issuer and a counter-party to said derivative contract upon an event of default on said convertible debt component by said issuer.

12. (Currently Amended) The aggregate transaction method of Claim 11, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

13. (Currently Amended) The aggregate transaction method of Claim 1, wherein said convertible debt hedge is structured to terminate automatically upon an event of default on said convertible debt component by said issuer.

14. (Currently Amended) The aggregate transaction method of Claim 13, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

15. (Currently Amended) The aggregate transaction method of Claim 1, wherein said strike price is structured to increase at periodic times until maturity of said derivative contract.

16. (Currently Amended) The aggregate transaction method of Claim 15, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying

security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

17. (Currently Amended) The aggregate transaction method of Claim 1, wherein at least a maturity date of said derivative contract matches at least a put date of said convertible debt component.

18. (Currently Amended) The aggregate transaction method of Claim 17, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

19. (Currently Amended) The aggregate transaction method of Claim 1, wherein at least a maturity date of said derivative contract matches at least a maturity date of said convertible debt component.

20. (Currently Amended) The aggregate transaction method of Claim 19, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

21. (Currently Amended) The aggregate transaction method of Claim 1, wherein at least one underlying security feature of said derivative contract matches at least one underlying security feature of said convertible debt component.

22. (Currently Amended) The aggregate transaction method of Claim 21, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

23. (Currently Amended) The aggregate transaction method of Claim 1, wherein said derivative contract includes at least one call option.

24. (Currently Amended) The aggregate transaction method of Claim 23, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

25. (Currently Amended) The aggregate transaction method of Claim 1, further comprising at least one warrant associated with said integrated aggregate transaction.

26. (Currently Amended) The aggregate transaction method of Claim 25, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

27. (Currently Amended) The aggregate transaction method of Claim 25, further comprising said warrant being structured to create a call spread between said derivative contract and said warrant.

28. (Currently Amended) The aggregate transaction method of Claim 27, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

29. (Currently Amended) ~~An aggregate transaction comprising:~~ The method of claim 1 wherein
a convertible debt component structured for issuance to at least one investor by an
issuer;

~~_____ a convertible debt hedge integrated with said convertible debt component to form~~
~~an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a~~
~~consequence of merger provision, and a concentrative event provision of said convertible debt~~
~~hedge matches at least one corresponding provision of said convertible debt component; and,~~

at least a portion of said convertible debt hedge being structured to be exercised automatically upon conversion of at least a portion of said convertible debt component by said investor.

30. (Currently Amended) The aggregate transaction method of Claim 29, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

31. (Currently Amended) The aggregate transaction method of Claim 29, wherein said convertible debt hedge includes a derivative contract having at least one call option, at least a portion of said derivative contract being structured to terminate if exercise of said call option occurs at a time when the value of a security purchased pursuant to said call option is less than a current strike price of said derivative contract.

32. (Currently Amended) The aggregate transaction method of Claim 31, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

33. (Currently Amended) The aggregate transaction method of Claim 29, wherein said convertible debt hedge includes a derivative contract structured for said issuer, upon conversion of said convertible debt component, to purchase a type and amount of an underlying security of said derivative contract matching a type and amount of an underlying security of said convertible debt component.

34. (Currently Amended) The aggregate transaction method of Claim 33, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

35. (Currently Amended) The aggregate transaction method of Claim 29, further comprising said convertible debt hedge including a derivative contract structured to be voidable at the option of at least one of said issuer and a counter-party to said derivative contract if said investor exercises a change of control put on said convertible debt component.

36. (Currently Amended) The aggregate transaction method of Claim 35, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

37. (Currently Amended) The aggregate transaction method of Claim 29, further comprising said convertible debt hedge including a derivative contract structured to terminate automatically if said investor exercises a change of control put on said convertible debt component.

38. (Currently Amended) The aggregate transaction method of Claim 37, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

39. (Currently Amended) The aggregate transaction method of Claim 29, further comprising said convertible debt hedge including a derivative contract, wherein said convertible debt hedge is structured to become voidable at the option of at least one of said issuer and a counter-party to said derivative contract upon an event of default on said convertible debt component by said issuer.

40. (Currently Amended) The aggregate transaction method of Claim 39, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

41. (Currently Amended) The aggregate transaction method of Claim 29, further comprising said convertible debt hedge including a derivative contract, wherein said convertible debt hedge is structured to terminate automatically upon an event of default on said convertible debt component by said issuer.

42. (Currently Amended) The aggregate transaction method of Claim 41, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

43. (Currently Amended) The aggregate transaction method of Claim 29, wherein at least a maturity date of a derivative contract of said convertible debt hedge matches at least a put date of said convertible debt component.

44. (Currently Amended) The aggregate transaction method of Claim 43, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

45. (Currently Amended) The aggregate transaction method of Claim 29, wherein at least a maturity date of a derivative contract of said convertible debt hedge matches at least a maturity date of said convertible debt component.

46. (Currently Amended) The aggregate transaction method of Claim 45, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

47. (Currently Amended) The aggregate transaction method of Claim 29, wherein at least one underlying security feature of a derivative contract of said convertible debt hedge matches at least one underlying security feature of said convertible debt component.

48. (Currently Amended) The aggregate transaction method of Claim 47, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

49. (Currently Amended) The aggregate transaction method of Claim 29, further comprising at least one warrant associated with said integrated aggregate transaction.

50. (Currently Amended) The aggregate transaction method of Claim 49, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

51. (Currently Amended) The aggregate transaction method of Claim 49, further comprising said warrant being structured to create a call spread between a derivative contract of said convertible debt hedge and said warrant.

52. (Currently Amended) The aggregate transaction method of Claim 51, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

53. (Currently Amended) ~~An aggregate transaction comprising:~~ The method of claim 1,
wherein

~~a convertible debt component structured for issuance to at least one investor by an issuer;~~

~~a convertible debt hedge integrated with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a~~

~~consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,~~

said convertible debt hedge ~~including~~ includes a derivative contract structured to be voidable at the option of at least one of said issuer and a counter-party to said derivative contract if said investor exercises a change of control put on said convertible debt component.

54. (Currently Amended) The aggregate transaction method of Claim 53, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

55. (Currently Amended) The aggregate transaction method of Claim 53, wherein said convertible debt hedge is structured to become voidable upon an event of default of said convertible debt component by said issuer.

56. (Currently Amended) The aggregate transaction method of Claim 55, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

57. (Currently Amended) The aggregate transaction method of Claim 53, wherein said convertible debt hedge is structured to terminate automatically upon an event of default of said convertible debt component by said issuer.

58. (Currently Amended) The aggregate transaction method of Claim 57, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

59. (Currently Amended) The aggregate transaction method of Claim 53, wherein at least a maturity date of said derivative contract matches at least a put date of said convertible debt component.

60. (Currently Amended) The aggregate transaction method of Claim 59, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

61. (Currently Amended) The aggregate transaction method of Claim 53, wherein at least a maturity date of said derivative contract matches at least a maturity date of said convertible debt component.

62. (Currently Amended) The aggregate transaction method of Claim 61, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

63. (Currently Amended) The aggregate transaction method of Claim 53, wherein at least one underlying security feature of said derivative contract matches at least one underlying security feature of said convertible debt component.

64. (Currently Amended) The aggregate transaction method of Claim 63, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

65. (Currently Amended) The aggregate transaction method of Claim 53, further comprising at least one warrant associated with said integrated aggregate transaction.

66. (Currently Amended) The aggregate transaction method of Claim 65, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying

security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

67. (Currently Amended) The aggregate transaction method of Claim 65, further comprising said warrant being structured to create a call spread between said derivative contract and said warrant.

68. (Currently Amended) The aggregate transaction method of Claim 67, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

69. (Currently Amended) ~~An aggregate transaction comprising:~~ The method of claim 1,
wherein

~~a convertible debt component structured for issuance to at least one investor by an issuer;~~

~~a convertible debt hedge integrated with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,~~

said convertible debt hedge ~~including~~ includes a derivative contract structured to be automatically terminated if said investor exercises a change of control put on said convertible debt component.

70. (Currently Amended) The aggregate transaction method of Claim 69, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

71. (Currently Amended) The aggregate transaction method of Claim 69, wherein said convertible debt hedge is structured to become voidable upon an event of default of said convertible debt component by said issuer.

72. (Currently Amended) The aggregate transaction method of Claim 71, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

73. (Currently Amended) The aggregate transaction method of Claim 69, wherein said convertible debt hedge is structured to terminate automatically upon an event of default of said convertible debt component by said issuer.

74. (Currently Amended) The aggregate transaction method of Claim 73, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

75. (Currently Amended) ~~An aggregate transaction comprising:~~ The method of claim 1, wherein

~~a convertible debt component structured for issuance to at least one investor by an issuer;~~

~~a convertible debt hedge integrated with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,~~

~~said convertible debt hedge further including~~ includes a derivative contract structured to become voidable at the option of at least one of said issuer and said counter-party to said derivative contract upon an event of default of said convertible debt component by said issuer.

76. (Currently Amended) The aggregate transaction method of Claim 75, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying

security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

77. (Currently Amended) The aggregate transaction method of Claim 75, wherein at least a maturity date of said derivative contract matches at least a put date of said convertible debt component.

78. (Currently Amended) The aggregate transaction method of Claim 77, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

79. (Currently Amended) The aggregate transaction method of Claim 75, wherein at least a maturity date of said derivative contract matches at least a maturity date of said convertible debt component.

80. (Currently Amended) The aggregate transaction method of Claim 79, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

81. (Currently Amended) The aggregate transaction method of Claim 75, wherein at least one underlying security feature of said derivative contract matches at least one underlying security feature of said convertible debt component.

82. (Currently Amended) The aggregate transaction method of Claim 81, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

83. (Currently Amended) The aggregate transaction method of Claim 75, wherein said derivative contract includes at least one call option.

84. (Currently Amended) The aggregate transaction method of Claim 83, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

85. (Currently Amended) The aggregate transaction method of Claim 75, further comprising at least one warrant associated with said integrated aggregate transaction.

86. (Currently Amended) The aggregate transaction method of Claim 85, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

87. (Currently Amended) The aggregate transaction method of Claim 85, further comprising said warrant being structured to create a call spread between said derivative contract and said warrant.

88. (Currently Amended) The aggregate transaction method of Claim 87, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

89. (Currently Amended) ~~An aggregate transaction comprising:~~ The method of claim 1,
wherein

~~a convertible debt component structured for issuance to at least one investor by an issuer;~~

~~a convertible debt hedge integrated with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a~~

~~consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,~~

said convertible debt hedge further including a derivative contract structured to be automatically terminated upon an event of default of said convertible debt component by said issuer.

90. (Currently Amended) The aggregate transaction method of Claim 89, further comprising said convertible debt hedge being structured to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

91. (Original) A method for structuring an aggregate transaction, said method comprising the steps of:

structuring a convertible debt component for issuance to at least one investor by an issuer;

arranging for integration of a convertible debt hedge with said convertible debt component to form an integrated aggregate transaction, wherein at least one of an anti-dilution provision, a consequence of merger provision, and a concentrative event provision of said convertible debt hedge matches at least one corresponding provision of said convertible debt component; and,

structuring said convertible debt hedge to include a derivative contract having a strike price structured to be adjusted up to a maturity date of said derivative contract.

92. (Original) The method of Claim 91, further comprising structuring said convertible debt hedge to permit said issuer to settle said convertible debt hedge with a payment selected from the group consisting of cash, an amount of an underlying security, and a combination of cash and an amount of underlying security to allow said convertible debt hedge to be accounted for as an equity instrument.

93-102. (Canceled)

103. (New) The method of Claim 1, wherein the issuer is in communication with the counter-party via a computer network.